

§518.5

Acquisition Regulation (FAR) and in the Federal Personnel Manual (FPM).

(g) Release of some records may also be affected by the programs that created them. They are discussed in the following regulations:

- (1) AR 20-1 (Inspector General reports).
- (2) AR 27-10 (military justice).
- (3) AR 27-20 (claims reports).
- (4) AR 27-60 (patents, inventions, and copyrights).
- (5) AR 27-40 (litigation: release of information and appearance of witnesses).
- (6) AR 36-2 (GAO audits).
- (7) AR 40-66 and AR 40-400 (medical records).
- (8) AR 70-31 (technical reports).
- (9) AR 20-1, AR 385-40, and DA Pam 385-95 (aircraft accident investigations).
- (10) AR 195-2 (criminal investigation activities).
- (11) AR 190-45 (Military Police records and reports).
- (12) AR 360-5 (Army public affairs: public information, general policies on release of information to the public).
- (13) AR 380-10 (release of information on foreign nationals).
- (14) AR 381-45 (U.S. Army Intelligence and Security Command investigation files).
- (15) AR 385-40 (safety reports and records).
- (16) AR 600-85 (alcohol and drug abuse records).
- (17) AR 640-10 (military personnel records).
- (18) AR 690 series, FPM Supplement 293-31; FPM chapters 293, 294, and 339 (civilian personnel records).
- (19) AR 380-5 and DOD 5200.1-R (national security classified information).
- (20) Federal Acquisition Regulation (FAR), DOD Federal Acquisition Regulation Supplement (DFARS), and the Army Federal Acquisition Regulation Supplement (AFARS) (procurement matters).
- (21) AR 380-5, paragraph 7-101e (policies and procedures for allowing persons outside the Executive Branch to do unofficial historical research in classified Army records).

32 CFR Ch. V (7-1-05 Edition)

DOD PUBLIC INFORMATION

§518.5 ODISC4 Authority to approve exceptions.

The ODISC4 has the authority to approve exceptions to this part which are consistent with controlling law and regulation. The ODISC4 may delegate this authority in writing to a division chief within the proponent agency who holds the rank of colonel or the civilian equivalent. The approval authority coordinate all questions regarding the scope of authority to approve exceptions with Headquarters Department of the Army, Office of The Judge Advocate General, ATTN: DAJA-AL, Washington, DC 20310-2200.

[56 FR 48932, Sept. 26, 1991, as amended at 56 FR 56010, Oct. 31, 1991]

§518.6 Public information.

The public has a right to information concerning the activities of its Government. DoD policy is to conduct its activities in an open manner and provide the public with a maximum amount of accurate and timely information concerning its activities, consistent always with the legitimate public and private interests of the American people. A DoD record requested by a member of the public who follows rules established by proper authority in the Department of Defense shall be withheld only when it is exempt from mandatory public disclosure under the FOIA. In the event a requested record is exempt under the FOIA, it may nonetheless be released when it is determined that no governmental interest will be jeopardized by the release of the record. (See §518.36 for clarification.) In order that the public may have timely information concerning DoD activities, records requested through public information channels by news media representatives that would not be withheld if requested under the FOIA should be released upon request unless the requested records are in a Privacy Act system of records; such records in a Privacy Act system of records will not be released absent a written request under the FOIA, unless otherwise releasable under the Privacy Act. Prompt responses to requests for information from news media representatives